

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 5502  
Martinez for Senate and Charles W. )  
Puckett, in his official capacity as )  
treasurer; Bush-Cheney '04, Inc., and )  
David Herndon, in his official capacity )  
as treasurer )

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission  
executive session on April 19, 2005, do hereby certify that the Commission decided  
by a vote of 4-2 to take the following actions in MUR 5502:

1. Find reason to believe that Martinez for Senate and Charles W. Puckett, in his official capacity as treasurer, violated 2 U.S.C. § 441a(a)(1)(A).
2. Approve the Factual and Legal Analysis, as recommended in the General Counsel's Report dated February 14, 2005.
- 3.
4. Approve the appropriate letters.

Commissioners Mason, McDonald, Thomas, and Weintraub voted  
affirmatively for the decision. Commissioners Smith and Toner dissented.

Attest:

April 19, 2005  
Date

Darlene Harris  
Darlene Harris  
Deputy Secretary of the Commission

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